

**UNITED STATES OF AMERICA**  
**JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**CHAIRMAN:**  
Judge Wm. Terrell Hodges  
United States District Court  
Middle District of Florida

**MEMBERS:**  
Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

Judge Kathryn H. Vratil  
United States District Court  
District of Kansas

Judge David R. Hansen  
United States Court of Appeals  
Eighth Circuit

Judge Anthony J. Scirica  
United States Court of Appeals  
Third Circuit

**DIRECT REPLY TO:**

Catherine D. Maida  
Acting Clerk of the Panel  
One Columbus Circle, NE  
Thurgood Marshall Federal  
Judiciary Building  
Room G-255, North Lobby  
Washington, D.C. 20002

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<http://www.jpml.uscourts.gov>

June 1, 2006

Bruce Rifkin, Clerk  
U.S. Courthouse  
700 Stewart Street  
Seattle, WA 98101

Re: MDL-1407 -- In re Phenylpropanolamine (PPA) Products Liability Litigation


*Robert L. Fulton, et al. v. Novartis AG, et al.*, W.D. Washington, C.A. No. 2:04-1356  
(M.D. Florida, C.A. No. 8:04-655)

Dear Mr. Rifkin:

I am enclosing a certified copy of an order filed today by the Panel involving the above-captioned matter.

Very truly,

Catherine D. Maida  
Acting Clerk of the Panel

By   
Deputy Clerk

Enclosure

cc: Transferee Judge: Judge Barbara Jacobs Rothstein  
Transferor Clerk: Sheryl L. Loesch



04-CV-01356-ORD

**A CERTIFIED TRUE COPY**

**JUN - 1 2006**

**ATTEST  
FOR THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION**

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**JUN - 1 2006**

FILED  
CLERK'S OFFICE

**DOCKET NO. 1407**

**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY  
LITIGATION**

*Robert L. Fulton, et al. v. Novartis AG, et al.*, W.D. Washington, C.A. No. 2:04-1356  
(M.D. Florida, C.A. No. 8:04-655)

**ORDER VACATING CONDITIONAL REMAND ORDER**

On May 1, 2006, the Panel filed an order conditionally remanding this action (*Fulton*) from the Western District of Washington to the Middle District of Florida pursuant to 28 U.S.C. § 1407(a). In the absence of any opposition, the conditional remand order was finalized with respect to *Fulton* on May 17, 2006. The Panel has now been advised, however, that *Fulton* was dismissed in the Western District of Washington by the Honorable Barbara Jacobs Rothstein in an order filed on May 23, 2006, thereby eliminating any need to effect the remand of *Fulton* to the Middle District of Florida.

IT IS THEREFORE ORDERED that the Panel's conditional remand order filed on May 1, 2006, is VACATED insofar as it relates to this action.

FOR THE PANEL:

Catherine D. Maida  
Catherine D. Maida  
Acting Clerk of the Panel